

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 ANTOLIN ANDREW MARKS,
10 Plaintiff,

11 v.
12 Mc BURNEY *et al.*,

13 Defendants.

14 Case No. C07-5007RJB

15 ORDER

16 This Bivens action has been referred to the undersigned Magistrate Judge pursuant to Title 28
17 U.S.C. §§ 636(b)(1)(A) and 636(b)(1)(B) and Local Magistrates' Rules MJR 1, MJR 3, and MJR 4.

18 Mr. Marks now litigates under a sanction as a result of improper filings. As part of that sanction
19 documents filed by Mr. Marks are submitted under seal for court review. Mr. Marks has filed two
20 documents since entry of the sanction order (Dkt. # 20 and 21). Dkt. # 20 is a "notice" regarding issues
21 unrelated to this case. **Dkt. # 20 is now UNSEALED.** The court will take no further action on this
22 document and plaintiff is cautioned the court does not conduct business by "notice."

23 Dkt. # 21 is a motion for default. **Dkt. # 21 is now UNSEALED.** This is a dispositive motion that
24 should be addressed in a Report and Recommendation. The clerk's office is directed to send copies of this
25 order to plaintiff and counsel for defendants.

26 DATED this 14 day of November, 2007.

27
28 /S/ J. Kelley Arnold
 J. Kelley Arnold
 United States Magistrate